

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

SEZUN ALTUG, et al.

Plaintiff,

v.

RICHARD L. SHANHOLTZER, et al.

Defendants.

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CIVIL ACTION NO. 4:11-cv-00796-RAS-DDB

**STIPULATION ON DISMISSAL OF DEFENDANT RICHARD SHANHOLTZER,
JR. D/B/A FRONTIER AVIATION**

The parties file this Stipulation of Dismissal under Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Plaintiff is SEZUN ALTUG, Individually and as Administrator of the Estate of CRAIG W. SALERNO, and as Next Friend of Minors John Doe and Jane Doe; the remaining Defendants are Richard L. Shanholtzer, Jr., d/b/a Frontier Aviation, ("Frontier"); James K. Leeward, individually and d/b/a Leeward Air Ranch Racing Team; Leeward Racing, Inc.; and Aero-Trans Corporation.

On October 31, 2011, Plaintiff sued Defendants. Plaintiff moves to dismiss this suit against Frontier. Frontier, who has served an answer, agrees to the dismissal. This case is not a class action under Federal Rule of Civil Procedure 23, a derivative action under Rule 23.1, or an action related to an unincorporated association under Rule 23.2. A receiver has not been appointed in this case. This case is not governed by any federal statute that requires a court order for dismissal of the case.

Plaintiff has not previously dismissed any federal or state court based on or including the same claims in those presented in this case. This dismissal is without prejudice.

/s/ Christopher K. Johns

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